

1615 EW

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/511,006	
	Filing Date	May 9, 2005	
	First Named Inventor	Mark Jason Heath Ellison	
	Art Unit	1615	
	Examiner Name	Not yet assigned.	
Total Number of Pages in This Submission	7	Attorney Docket Number	0470-044861

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	The Webb Law Firm		
Signature			
Printed Name	William H. Logsdon		
Date	August 26, 2005	Reg. No.	22,132

CERTIFICATE OF TRANSMISSION / MAILING			
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Signature			
Typed or printed name	Helen Gerace	Date	August 26, 2005

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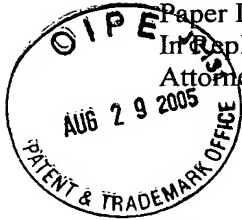
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Application No. 10/511,006

Paper Dated: August 26, 2005

In Reply to USPTO Correspondence of July 29, 2005

Attorney Docket No. 0470-044861



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/511,006

Applicants : Mark Jason Heath Ellison et al.

Filed : May 9, 2005

Title : EXCIPIENT FOR USE IN DRY POWDER
INHALATION PREPARATIONS

Group Art Unit : 1615

Examiner : Not yet assigned.

Confirmation No. : 6712

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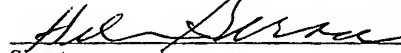
RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Sir:

This is in response to the Notice of Non-Compliant Amendment dated July 29 2005, in which a shortened statutory period for reply was set for one month. Applicants' Preliminary Amendment of October 12, 2004 was deemed to be non-compliant because claims 1-27 were omitted.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 26, 2005.

Helen Gerace
(Name of Person Mailing Paper)

 August 26, 2005
Signature Date

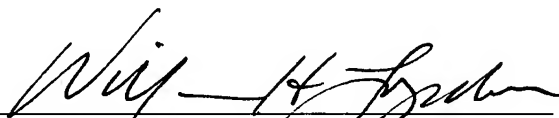
Application No. 10/511,006
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Attorney Docket No. 0470-044861

Applicants submit herewith a complete "Listing of Claims," pages numbered 3-6 in the prior Preliminary Amendment.

Applicants were given one month from the mailing date of the Notice, namely, until August 29, 2005 to comply. This response is within that time period.

Respectfully submitted,

THE WEBB LAW FIRM

By 

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